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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 10, 2006

WADDEY & PATTERSON  
1600 DIVISION STREET, SUITE 500  
NASHVILLE, TN 37203  
US

Dear Sir/Madam,

Your refund request for 10780791 in the amount of \$841.00 has been denied .

The Pto does not refund money on claims that are withdrawn.

Sincerely,

ELEANOR KURTZ  
Technical Center Others  
703 308-9010 x177

Dec. 7. 2005 8:41AM

Wadley & Patterson

No. 0295 P. 2

Registered Patent Attorneys

Mark J. Patterson\*  
I.C. Wadley, Jr.\*  
Edward D. Lanquist, Jr.\*  
Lucien Wayne Bauers\*  
James R. Cortiglia\*  
Emily A. Shouse\*  
Larry W. Brantley\*  
Martha B. Alford\*  
Phillip E. Walker\*  
Howard H. Bayless\*  
Jason L. Hankahl\*

Wadley & Patterson, P.C.  
1000 University Avenue  
Suite 302  
Huntsville, AL 35801  
615.535.4400  
Fax: 615.535.4402

705 SEP -7 PM 3:56  
US PATENT & TRADEMARK  
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**Wadley & Patterson P.C.**  
Intellectual Property Law • Patents • Trademarks • Enforcement

December 6, 2005

United States Patent and Trademark Office  
Commissioner for Patents  
Alexandria, VA 22313-1450  
Attention: Refund Department

Via Facsimile Transmission: 571-273-6500

**REFUND REQUEST**

RE: U. S. UTILITY PATENT APPLICATION NO. 10/780,791  
FILED FEBRUARY 18, 2004, FOR "POLYMERIC  
FLOCCULANT INFUSED SILT FENCE"  
OUR DOCKET NO.: N9296  
Customer No.: 23456

Dear Sir:

This letter will serve as our request for a refund of charges to our PTO  
Deposit Account, number 23-0035, Wadley & Patterson, P.C.

The originally filed application contained a total of 42 claims (33  
dependent claims and 9 independent claims). The total fees paid at the  
time of filing, were \$841.00 as shown by the enclosed copy of applicants  
check, number 16974 dated February 9, 2004. The fees were paid as  
indicated below:

Total Claims in excess of 20: 22 x \$9.00 =	\$198.00
Total Independent Claims in excess of 3: 6 x \$43.00 =	\$258.00
<u>Filing Fee (sm. Entity):</u>	<u>\$385.00</u>
Total Fees Paid:	\$841.00

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USPTO - Refund Department  
December 6, 2005  
Page 2 of 2

On October 17, 2005 applicant filed a Response to Restriction Requirement and Amendment, withdrawing claims 1-36 and 41-42, and adding 5 additional claims, numbered 43-47, of which 1 was an independent claim and 4 were dependent claims. Applicant authorized the United States Patent and Trademark Office to charge the applicable additional claims fees to deposit account 23-0035 which should have been charged as shown below:

5 additional claims in excess of 20: 5 x \$125.00	\$125.00
<u>1 additional independent claim in excess of 3: 1 x \$100.00</u>	<u>\$100.00</u>
Total:	\$225.00

The United States Patent and Trademark Office incorrectly charged the deposit account, number 23-0035, a total of \$825.00 on October 18, 2005. *This was an overcharge of \$600.00.* See enclosed United States Patent and Trademark Office Deposit Account Statement for deposit account number 23-0035, dated October 2005. Specifically, the charges on 10/18, to attorney docket number N9296, for \$100.00 and \$725.00 as shown below:

Date	Seq	Posting Ref Txt	Attorney Docket Nbr.	Fee Code	Amt	Bal
10/18	56	10780791	N9296	2201	\$100.00	\$2338.01
10/18	57	10780791	N9296	2202	\$725.00	\$1613.01

Applicant requests that the United States Patent and Trademark Office issue a refund/credit to our PTO deposit account in the amount of \$600.00 as soon as possible. If there are any questions regarding this matter, please contact the undersigned.

Sincerely,

WADDEY & PATTERSON

Susan J. Bonn  
sjb@siglawgroup.com  
Legal Assistant to Larry W. Brantley  
and Howard H. Bayless  
/sjb

Dec. 7. 2005 8:42AM

Waddey &amp; Patterson

No. 0295 P. 4

Page 1 of 1

## Deposit Account Statement



United States  
Patent and  
Trademark Office



## Deposit Account Statement

Requested Statement Month:

October 2005

Deposit Account Number:

230035

Name:

WADDEY &amp; PATTERSON P C

Attention:

414 UNION STREET

Address:

NASHVILLE

City:

TN

State:

37218

Zip:

UNITED STATES OF AMERICA

Country:

	DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL	
10/03 194	11238448	N2408	1011	✓ \$300.00	\$3,543.01	Pat App. Fee		
10/03 195	11238448	N2408	1111	✓ \$500.00	\$3,043.01	Pat. App. Search Fee		
10/03 196	11238448	N2408	1311	✓ \$200.00	\$2,843.01	Pat. App. Exam Fee		
10/03 197	11238448	N2408	1202	✓ \$150.00	\$2,693.01	Pat. App. Fee - Claims > 20		
10/04 1	10921011	N1353	2201	✓ \$100.00	\$2,593.01	Pat. App. Fee - Claims > 3		
10/04 2	10921011	N1353	2202	✓ \$25.00	\$2,568.01	Pat. App. Fee - Claims > 20		
10/04 84	11111271	N8920	1814	✓ \$130.00	\$2,438.01	Pat. App. Fee - Claims > 20		
10/18 68	10780781	N8296	2201	✓ \$100.00	\$2,338.01	Pat. App. Fee - Claims > 3		
10/18 67	10780781	N8296	2202	✓ \$725.00	\$1,613.01	Pat. App. Fee - Claims > 20		
10/19 31	10842672	N1349	2814	✓ \$65.00	\$1,548.01	Pat. App. Fee - Claims > 3		
10/20 6	11238448	N2408	1201	✓ \$200.00	\$1,348.01	Pat. App. Fee - Claims > 20		
10/20 37	11252031	N2758	2201	✓ \$100.00	\$1,248.01	Pat. App. Fee - Claims > 3		
10/27 20	10816530	N1189	2253	✓ \$510.00	\$738.01	Pat. App. Fee - Claims > 20		
10/31 8	11114513	N2292	2814	✓ \$89.00	\$649.01	Pat. App. Fee - Claims > 3		
10/31 47	10757285	N1076	2801	✓ \$395.00	\$254.01	Pat. App. Fee - Claims > 20		
10/31 136	SERVICE CHARGE		9202	\$25.00	\$253.01			

START  
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SUM OF  
REPLENISH

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Dec. 7. 2005 8:42AM

Waddey & Patterson

No. 0295 P. 5

The following papers were received in the U.S. Patent and Trademark Office:

Applicant: Kevin B. Wolfe  
Atty. Docket #: N9298  
Customer No. 23458  
Title of Invention: Polymeric Flocculant Infused Silt Fence

1. Specification - No. of Pages: 27
2. Claims - No. of Claims: 42
3. Drawings - No. of Sheets: 4
4. Declaration - No. of Pages: 2
5. Fee - \$841.00 check enclosed
6. Transmittal Letter
7. Certificate of Mailing
8. Self Addressed Return Postcard

Howard H. Bayless

Date Mailed: February 18, 2004

16974

**CIVIL & ENVIRONMENTAL CONSULTANTS, INC.**  
ROSSLYN COMMONS  
333 BALDWIN RD. PH. 412-429-2324  
PITTSBURGH, PA 15205

The Commissioner for Patents and Trademarks

Date 02-09-2004

Pay to the order of \$841.00

Eight Hundred Forty-one Dollars and 00 cents

PNC BANK, N.A.  
PITTSBURGH, PA 001

For

0016974 043000096 0002272405

12707

430

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per Robert

Dec. 7. 2005 8:41AM Waddey & Patterson

No. 0295 P. 1



Intellectual Property Law

**Waddey & Patterson, P.C.**

*Patents • Trademarks • Enforcement*

Registered Patent Attorneys

Mark J. Patterson  
I.C. Waddey, Jr.  
Edward D. Lanquist, Jr.  
Lucian Wayne Beavers  
James R. Carlgia  
Emily A. Shouse  
Larry W. Brantley\*  
Martha B. Allard  
Phillip E. Walker  
Howard H. Bayless  
Jason L. Hornkohl  
Ryan D. Meyers

\*Licensed in a State other than  
Tennessee

205 170 -7 11 3 56

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**FAX COVER PAGE**

**TO: Refund Department  
United States Patent and Trademark Office**

**FAX NO.: 571-273-6500**

**FROM: Susan Bonn, Legal Assistant to Larry W. Brantley and  
Howard Bayless  
sjb@iplawgroup.com**

**PAGES: 5 (including cover page)**

**DATE: December 7, 2005**

**TIME: 8:38 AM**

**SUBJECT: U.S. UTILITY PATENT APPLICATION NO. 10/780,791 FILED  
FEBRUARY 18, 2004, FOR "POLYMERIC FLOCCULANT INFUSED  
SILT FENCE"  
OUR DOCKET NO.: N9296  
CUSTOMER NO.: 23456**

**MESSAGE:**

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